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TRACY THOMPSON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TRACY THOMPSON, individually, and on
behalf of other members of the general public
similarly situated,

Plaintiff,

v.

MAYVENN, INC.,

Defendant.

Case No. 3:20-cv-05413-VC

**STIPULATION AND
~~PROPOSED~~ ORDER TO SET
BRIEFING SCHEDULE FOR
MOTION TO DISMISS AND
CONTINUE CASE
MANAGEMENT CONFERENCE**

AS MODIFIED

STIPULATION AND ~~PROPOSED~~ ORDER

Pursuant to Northern District of California Local Rule 6-2 and 7-12, Plaintiff Tracy Thompson (“Plaintiff”) and Defendant Mayvenn, Inc. (“Mayvenn”), by and through their undersigned counsel, stipulate as follows:

WHEREAS, Plaintiff filed the Complaint in this action on August 5, 2020;

WHEREAS, Plaintiff sent Mayvenn a waiver of service on September 29, 2020, and Mayvenn agreed to waive service that same day;

WHEREAS, the parties previously stipulated under Local Rule 6-1(a) to extend Mayvenn’s time to respond to the Complaint up to and including January 29, 2021 (ECF No. 30) to allow the parties an opportunity to confer about Plaintiff’s allegations and Defendant’s defenses to the claims asserted;

WHEREAS, Mayvenn intends to file a potentially dispositive motion to dismiss the Complaint, and the parties have agreed on a briefing schedule for that motion;

WHEREAS, paragraph 13 of this Court’s Standing Order for Civil Cases provides that the parties may stipulate to continue the initial case management conference to 13 days after the hearing on a potentially dispositive motion to dismiss;

THEREFORE, IT IS AGREED AND STIPULATED by the parties, through their counsel, that the briefing schedule for Mayvenn’s motion to dismiss shall be as follows:

- Mayvenn’s Motion to Dismiss: February 5, 2021
- Plaintiff’s Opposition: February 26, 2021
- Mayvenn’s Reply: March 12, 2021
- Hearing: April 1, 2021

IT IS FURTHER STIPULATED that, subject to the Court’s approval, the initial case management conference in this matter shall be continued from January 26, 2021 to April 14, 2021 at 10:30 a.m.

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1 Dated: January 15, 2021

MORRISON & FOERSTER LLP

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3 By: /s/ Tiffany Cheung
TIFFANY CHEUNG

4 Attorneys for Defendant
5 MAYVENN, INC.

6 Dated: January 15, 2021

LAW OFFICES OF TODD M. FRIEDMAN,
P.C.

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9 By: /s/ Todd M. Friedman
TODD M. FRIEDMAN

10 Attorneys for Plaintiff
11 TRACY THOMPSON

12
13 **ATTESTATION OF E-FILED SIGNATURE**

14 I, Tiffany Cheung, am the ECF User whose ID and password are being used to file this
15 Stipulation. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Todd M. Friedman has
16 concurred in this filing.

17 Dated: January 15, 2021

/s/ Tiffany Cheung
TIFFANY CHEUNG

18
19
20 **~~[PROPOSED]~~ ORDER**

21 PURSUANT TO STIPULATION, IT IS ORDERED.

22 DATED: January 18, 2021

23 The Honorable Vince Chhabria
United States District Judge

24 No further extensions will be granted.

